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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

10 KEVIN RISTO, on behalf of himself and
all others similarly situated,

11 Plaintiff,

12 v.

13 SCREEN ACTORS GUILD-
14 AMERICAN FEDERATION OF
TELEVISION AND RADIO ARTISTS,
a Delaware corporation; AMERICAN
15 FEDERATION OF MUSICIANS OF
THE UNITED STATES AND
CANADA, a California nonprofit
16 corporation; RAYMOND M. HAIR, JR,
an individual, as Trustee of the AFM and
17 SAG-AFTRA Intellectual Property
Rights Distribution Fund; TINO
18 GAGLIARDI, an individual, as Trustee
of the AFM and SAG-AFTRA
19 Intellectual Property Rights Distribution
Fund; DUNCAN CRABTREE-
20 IRELAND, an individual, as Trustee of
the AFM and SAG-AFTRA Intellectual
21 Property Rights Distribution Fund;
STEFANIE TAUB, an individual, as
22 Trustee of the AFM and SAG-AFTRA
Intellectual Property Rights Distribution
23 Fund; JON JOYCE, an individual, as
Trustee of the AFM and SAG-AFTRA
24 Intellectual Property Rights Distribution
Fund; BRUCE BOUTON, an individual,
25 as Trustee of the AFM and SAG-
AFTRA Intellectual Property Rights
26 Distribution Fund; and DOE
27 DEFENDANTS 1-10,
Defendants.

CASE NO. 2:18-CV-07241-CAS-PLA
CLASS ACTION

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION IN LIMINE
NO. 3 TO PRECLUDE
DEFENDANTS FROM OFFERING
EVIDENCE OR ARGUMENT AS
TO THEIR STATE OF MIND**

*[filed concurrently with Plaintiff's
Notice of Motion and Motion in Limine
No. 3 to Preclude Defendants from
Offering Evidence or Argument as to
Their State of Mind; Declaration of
Nico L. Brancolini in Support Thereof]*

Judge: Hon. Christina A. Snyder
Crtrm.: 8D – 8th Floor

Date: July 19, 2021
Time: 11:00 a.m.

Trial Date: August 17, 2021

1 Having read and considered Plaintiff's Motion in Limine No. 3 to Preclude
2 Defendants from Offering Evidence or Argument as to Their State of Mind, and for
3 good cause appearing therefore, **IT IS HEREBY ORDERED THAT:**

4 1. Defendants are precluded from offering argument or evidence of its state
5 of mind regarding (1) their purported beliefs in the lawfulness of their conduct; (2)
6 the reasons or basis for their decision to accept a three percent "Service Fee" on the
7 Fund's distributions; or (3) the matters or issues considered by them in deciding to
8 pass the Service Fee;

9 2. Plaintiff's Motion is HEREBY GRANTED.

10 **IT IS SO ORDERED.**

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13 Dated: _____

HON. CHRISTINA A. SNYDER
UNITED STATES DISTRICT COURT
JUDGE